

RECORDED AUGUST 23, 1996 BK 381 PG 328 NO 235267 RONALD L. DAILEY, COUNTY CLERK

AMENDMENT TO WATER SERVICE AGREEMENT

THIS AMENDMENT TO WATER SERVICE AGREEMENT made, dated, and signed this 13th day of August, 1996, by and between Powder Horn Ranch, L.L.C., (hereinafter referred to as "Developer"), and the Sheridan Area Water Supply Joint Powers Board (hereinafter referred to as "Board").

WITNESSETH:

WHEREAS, on June 8, 1995, Developer and Board entered into a Water Service Agreement for service to lands comprising the Powder Horn Ranch Subdivision - Phase I (hereinafter referred to as "the Subdivision"); and,

WHEREAS, Paragraph 7.A. of said June 8, 1995 Water Service Agreement states as follows:

"A. Developer shall not exceed one hundred forty-six (146) 3/4" residential connections, or equivalent. Connections shall be for residential dwelling units only (as opposed to commercial use), unless specific permission is otherwise granted by the Board"; and

WHEREAS, due to the increased number of residential units proposed to be constructed within Lot 42, Block B of the Subdivision, Developer desires to increase the number of 3/4" residential connections, or equivalent, to receive water service from one hundred forty-six (146) to one hundred fifty-four (154); and

WHEREAS, the water system to be constructed for the Subdivision is physically capable of providing service to one hundred fifty-four (154) 3/4" residential connections, or equivalent.

NOW, THEREFORE, IT IS HEREBY AGREED AMONG THE PARTIES AS FOLLOWS:

1. Paragraph 7.A. of the June 8, 1995 Water Service Agreement for service to the Subdivision is hereby amended to read as follows:

"A. Developer shall not exceed one hundred fifty-four (154) 3/4" residential connections, or equivalent. Connections

shall be for residential dwelling units only (as opposed to commercial use), unless specific permission is otherwise granted by the Board."

All other provisions and stipulations of the June 8, 1995 Water Service Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Amendment execute it as of the date first above written.

Attest:

SHERIDAN AREA WATER SUPPLY
JOINT POWERS BOARD

By: Garey E. Ketcham
Garey E. Ketcham
Secretary

Della M. Herbst
Della M. Herbst
Vice Chairman

DEVELOPER

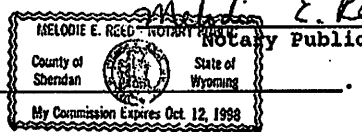
Homer Scott, Jr.
Powder Horn Ranch, L.L.C.
Homer Scott, Jr., Manager

STATE OF WYOMING)
) ss.
COUNTY OF SHERIDAN)

The foregoing instrument was acknowledged before me this 13th day of August, 1996, by the Chairman of the Sheridan Area Water Supply Joint Powers Board.

Witness my hand and official seal.

My Commission Expires:



STATE OF WYOMING)
) ss.
COUNTY OF SHERIDAN)

The foregoing instrument was acknowledged before me by Homer Scott, Jr. personally known to me as the Manager of the Powder Horn Ranch, L.L.C. this 5th day of August, 1996.

Witness my hand and official seal.

Casimir D. Quinn
Notary Public

My Commission Expires: June 11, 1997